

JAN 03 2013

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS**

David J. Bradley, Clerk of Court

**CRAIG COSMAN, OWNER, CENTURY FREIGHT CORPORATION
1924 RANKIN RD STE 370, TIN 204949179, HOUSTON, TX 77073-5117**

Petitioner

v.

UNITED STATES

Respondent

PETITION TO QUASH SUMMONS

The district court has jurisdiction under IRC Section 7609 (h)
This petition concerns a Summons (copy attached) issued to JPMorgan Chase Bank, PO Box 183164, Columbus, OH 43218 for records in its possession about petitioner.

Discussion

1. The basis of this Financial Records Summons is alleged failure on the part of the Petitioner to collect and pay over tax from 3/31/2009 to 6/30/2009 in the amount of \$5,877.47. This amount has been referred to by the Respondent as Trust Fund and attached is copy of Respondent's calculation of amount.
2. The Petitioner has made full payment of \$5,877.47 on December 31, 2012 on attached copy of check #4520 thus removing the purpose of the Financial Records Summons. The Respondent has advised that full payment of the Trust Amount will be sufficient to quash the summons.

Respectfully submitted this 3rd day of January, 2013.



CRAIG COSMAN

Attachments:

Summons, Copy of Trust Fund Recover Data Sheet, Copy of Check



Financial Records Summons

In the matter of CRAIG COSMAN, OWNER, CENTURY FREIGHT CORPORATION, 1924 RANKIN RD STE 370, TIN 204949179, HOUSTON, TX 77073-5117

Internal Revenue Service (Identify Division) SMALL BUSINESS/SELF EMPLOYED

Periods: Form 941 for the quarterly period ending March 31, 2009

The Commissioner of Internal Revenue

To: JPMORGAN CHASE BANK

At: PO BOX 183164, COLUMBUS, OH 43218

You are hereby summoned and required to appear before TERRI ROBINSON, an officer of the Internal Revenue Service, to give testimony and to bring with you and to produce for examination the following books, records, papers, and other data relating to the tax liability or for the purpose of inquiring into any offense connected with the administration or enforcement of the internal revenue laws concerning the taxpayer identified above for the periods shown.

Copies of documents and records that you possess or control that concern banking matters of the taxpayer named above, as described in the subparagraphs checked below for the periods shown:

- ☒ Bank signature cards of (Entity Name) CENTURY FREIGHT CORPORATION
in effect from 06/01/2009 to 12/04/2012
- ☐ Corporate resolutions of (Entity Name) _____
in effect from _____ to _____
- ☒ Bank statements of (Entity Name) CENTURY FREIGHT CORPORATION
from 10/01/2012 to 12/04/2012
- ☒ (Number) 2 Cancelled checks issued each month by taxpayer for (Entity Name) CENTURY FREIGHT CORPORATION
during each month of the period from 11/04/2012 to 12/04/2012. ☐ Front of Checks Only ☒ Both Front and Back of Checks
- ☐ Loan applications, agreements, and related records, (including corporate financial statements), submitted by, entered into by, or in effect regarding (Entity Name) _____
from _____ to _____

Do not write in this space

Business address and telephone number of IRS officer before whom you are to appear:

8701 S GESSNER, STOP5433HAL, HOUSTON TX 77074 (281) 721-7025 -

Place and time for appearance at: 8701 S GESSNER, STOP5433HAL, HOUSTON, TX 77074



on the 7th day of January, 2013 at 8:00 o'clock a m.

Issued under authority of the Internal Revenue Code this 5th day of December, 2012

Department of the Treasury
Internal Revenue Service

www.irs.ustreas.gov

Form 6639 (Rev. 8-2010)
Catalog Number 254001

TERRI ROBINSON

Signature of issuing officer

Signature of Approving Officer (if applicable)

REVENUE OFFICER

Title

GROUP MANAGER

Title

Part C -- to be given to noticee



FAX TRANSMITTAL COVER SHEET

Date: 01/02/2013

To: Craig Cosman, VP, Century Freight Mail Stop: _____

Address/Organization: _____

FAX Number: (281)443-8094 Office Phone: _____

From: CHARLOTTE A HANNAH Mail Stop: _____

Address/Organization: 8701 S GESSNER, HOUSTON, TX 77074-2944000

FAX Number: (281)721-7570 Office Phone: (281)721-7031

Number of Pages: 2 Including cover sheet

Message: Attached is the Trust Fund Recovery Penalty Data Sheet per your request. If you have any questions, please contact Revenue Officer R. Robinson @ (281)794-3334.

Please visit us on the intranet at <http://publish.no.irs.gov> to obtain information about every nationally numbered product published by the Internal Revenue Service. If you are not an IRS employee, visit the IRS homepage at www.irs.gov to obtain current information about the IRS and its services

This communication is intended for the sole use of the individual to whom it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of this communication is not the intended recipient or the employee or agent for delivering the communication to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication may be strictly prohibited. If you have received this communication in error, please notify the sender immediately by telephone (collect if necessary), and return the communication to the address above via the United States Postal Service. Thank you.

EIN 20-4949179 Trust Fund Recovery Penalty Data Wed Jan 2 15:33:48 2013					
Earliest ASER 04/15/2013	Tax Only	F.I.C.A.		Income	Total
		Employer Portion	Employee Portion	Tax Withheld	Employee Portion Withheld
=====					
01-200903	Filed: 04/30/2009	Assessed: 06/15/2009			
Amount	4562.24	1758.62	1758.62	1045.00	2803.62
Paid	0.00	0.00	0.00	0.00	0.00
Balance	4562.24	1758.62	1758.62	1045.00	2803.62

01-200906	Filed: 08/20/2009	Assessed: 09/28/2009			
Amount	5382.70	2308.85	2308.85	765.00	3073.85
Paid	0.00	0.00	0.00	0.00	0.00
Balance	5382.70	2308.85	2308.85	765.00	3073.85

01-201209	Filed: 10/31/2012	Assessed: 12/17/2012			
Amount	8152.74	3399.79	2510.95	2242.00	4752.95
Paid	8152.74	3399.79	2510.95	2242.00	4752.95
Balance	0.00	0.00	0.00	0.00	0.00
=====					
Balance Totals	9944.94	4067.47	4067.47	1810.00	5877.47
=====					